UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

GARDEN CITY BOXING CLUB,

Plaintiff,

V

07-CV-8753

TENTACIONES POBLANAS RESTAURANT, INC. d/b/a TENTACIONES MEXICANAS RESTAURANT and UBALDO GUERRERO

Defendant.

CLERK'S CERTIFICATE OF DEFAULT

I, <u>J. Michael McMahon</u>, Clerk of the United States District Court for the Southern District of New York, pursuant to Fed R. Civ. P.55, do hereby certify that the docket Entries in the above-entitled action indicate that the defendants, Tentaciones Poblanas Restaurant, Inc. d/b/a Tentaciones Mexicanas Restaurant was served with a copy of the Summons and Complaint in the above-entitled action on December 6, 2007.

I further certify that the docket entries indicate that the defendants Tentaciones Poblanas Restaurant, Inc. d/b/a Tentaciones Mexicanas Restaurant has not filed an answer or otherwise moved with respect to the complaint.

The default of defendants, Tentaciones Poblanas Restaurant, Inc. d/b/a
Tentaciones Mexicanas Restaurant is noted pursuant to Rule 55 (a) of the Federal Rules
of Civil Procedure.

DATED: New York, New York

1, 2008

. Michael McMahon

CLERK OF THE COURT